

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 24th day of November 2009, the following order was made and entered:

RE: Request for Comments on Proposed Amendment to Rule 8.0 Admission pro hac vice, of the West Virginia Rules of Admission to the Practice of Law

On this day came the Court, on its own motion, and proceeded to consider an amendment to Rule 8.0 of the West Virginia Rules of Admission to the Practice of Law.

Upon consideration whereof, the Court is of opinion to and does hereby approve a period of public comment on the proposed amendment to conclude on January 25, 2010, with comments to be filed with the Clerk of this Court. Deletions are indicated by strikethroughs and insertions are indicated by underscoring, to read as follows:

“Rule 8.0 Admission pro hac vice.

...

(b) *Admission process.* – Before such privilege of appearance is granted, the applicant shall provide to the judge, tribunal or other body before which the applicant desires to appear, as well as to The West Virginia State Bar, a verified statement of application for pro hac vice admission listing (1) the action, suit, proceeding or other matter which is the subject of the application; (2) the name, address and telephone number of the registration or disciplinary agency of all state courts, the District of Columbia or of the country in which such person is admitted; (3) the name and address of the member of The West Virginia State Bar who will be a responsible local attorney in the matter; (4) all matters before West Virginia tribunals or bodies in which such person is or has been involved in the preceding 24 months; (5) all matters before West Virginia tribunals or bodies in which any member of the petitioner's firm, partnership, corporation or other operating entity is or has been involved in the preceding 24 months; (6) a representation by the applicant for each State, the District of Columbia or any other country where said applicant has been admitted to practice, stating whether the applicant is in good standing with the bar of every such jurisdiction and that he or she has not been disciplined in any such jurisdiction within the preceding 24 months; (7) an agreement to comply with all laws, rules and regulations of West Virginia state and local governments, where applicable, including taxing authorities and any standards for pro bono civil and criminal indigent defense legal services. A fee of ~~two-hundred fifty dollars (\$250)~~ three-hundred fifty dollars (\$350) shall be paid to The West Virginia State Bar for each individual applicant in each individual pro hac vice admission. The fee shall accompany the verified

statement of application for pro hac vice admission which is sent to The West Virginia State Bar, and the applicant's motion for pro hac vice admission shall include a verified statement that the fee of ~~two-hundred fifty~~ three-hundred fifty dollars has been paid to The West Virginia State Bar. Separate pro hac vice admission shall be required in every case in which the applicant seeks to act as counsel. For purposes of this rule, each civil action with a case number shall constitute a single case.”

A True Copy

Attest: _____
Deputy Clerk, Supreme Court of Appeals